

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

IN RE:	§	CASE NO. 15-10109-hcm
	§	
COINTERRA, INC.	§	
DEBTOR(S).	§	CHAPTER 7 PROCEEDING

APPLICATION TO ALLOW TRUSTEE TO CLOSE THE BANKRUPTCY ESTATE
RESERVING THE RIGHT TO REOPEN THE CASE IF ASSET
GENERATES CASH FOR THE BANKRUPTCY ESTATE (WITH 21-DAY LANGUAGE)

THIS PLEADING REQUESTS RELIEF THAT MAY BE ADVERSE TO YOUR INTERESTS.

IF NO TIMELY RESPONSE IS FILED WITHIN TWENTY-ONE (21) DAYS FROM THE DATE OF SERVICE, THE RELIEF REQUESTED HEREIN MAY BE GRANTED WITHOUT A HEARING BEING HELD.

A TIMELY FILED RESPONSE IS NECESSARY FOR A HEARING TO BE HELD.

NOW COMES, RANDOLPH N. OSHEROW, Chapter 7 Trustee ("Trustee") of the Bankruptcy Estate of COINTERRA, INC., Case No.15-10109-hcm and files his Application to Allow Trustee to Close the Bankruptcy Estate Reserving the Right to Reopen the Case if Asset Generates Cash for the Bankruptcy Estate. Trustee would show the Court the following:

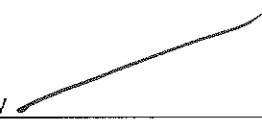
1. On 1/24/15 this case was filed as a Chapter 7 Bankruptcy under Chapter 7 of the Bankruptcy Code. On 1/24/15, Randolph N. Osherow was appointed Chapter 7 Trustee of Debtor's bankruptcy estate and continues to act in that capacity.
2. Trustee wishes to close the Bankruptcy Estate with the right to reopen the case in the event any funds are realized from the settlement agreement attached to the Motion to Approve Compromise, Docket Number 68 and Order Docket Number 69.
3. Trustee wishes the Court to enter an Order approving this Motion to Close and Authority to Reopen the Case in the event any funds are realized from the settlement agreement attached

A copy of the proposed Order attached as
Exhibit "A".

to the Motion to Approve Compromise, Docket Number 68 and Order Docket Number 69 and said property shall not be deemed abandoned to the Debtors at the closing of the case, but shall remain property of the Bankruptcy Estate.

WHEREFORE, PREMISES CONSIDERED, Trustee prays the Court enter an order authorizing the Trustee to close the case, reserving the right to reopen the case in the event any funds are realized as a result of the settlement agreement attached to the Motion to Approve Compromise, Docket Number 68 and Order Docket Number 69, listed above.

SIGNED on this the 22 day of December, 2016.



/s/ Randolph N. Osherow
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FOR THE WESTERN DISTRICT OF TEXAS
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IN RE:	§	CASE NO. 15-10109-hcm
	§	
COINTERRA, INC.	§	
DEBTOR(S).	§	CHAPTER 7 PROCEEDING

**ORDER AUTHORIZING TRUSTEE TO CLOSE ESTATE RESERVING RIGHT
TO REOPEN CASE IF CONTINGENT ASSET GENERATES CASH FOR ESTATE**

On the day this Order was signed, came on for consideration the Application to Allow Trustee to Close Estate Reserving Right to Reopen Case if any funds are realized from the bankruptcy estate's interest in the settlement agreement attached to the Motion to Approve Compromise, Docket Number 68 and Order Docket Number 69 and said Settlement Generates Cash for Estate. The Court, after giving due consideration to the Motion finds that it has merit and should be granted. It is, therefore,

ORDERED, ADJUDGED, and DECREED that the Trustee is authorized to close the estate reserving the right to reopen the case in the event any funds are realized as a result of the

Ex "A"

bankruptcy estate's interest in the settlement agreement attached to the Motion to Approve Compromise, Docket Number 68 and Order Docket Number 69. It is further

ORDERED, ADJUDGED, and DECREED that any funds due the bankruptcy estate from the above-described asset, are not abandoned to the Debtors at the closing of the case and will not be deemed abandoned, but shall remain property of the bankruptcy estate and subject to the automatic stay of 11 U.S.C. § 362.

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IN RE: § **CASE NO. 15-10109-hcm**
§
COINTERRA, INC. §
DEBTOR(S). § **CHAPTER 7 PROCEEDING**

CERTIFICATE OF MAILING

I certify that a copy of the Application to Allow Trustee to Close the Bankruptcy Estate Reserving the Right to Reopen the Case if Asset Generates Cash for the Bankruptcy Estate was mailed to the below named persons, by first class mail, this 22 day of December, 2016.

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SEE ATTACHED MAILING MATRIX FOR LIST OF ALL INTERESTED PARTIES NOTICED.

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